



PATENT  
Customer Number 22,852  
Attorney Docket Number: 08702.0009-03000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAIL STOP PATENT APPLICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



Prior Application: Art Unit: 1645  
Examiner: N.M. Minnifield

SIR: This is a request for filing a

☒ Continuation ☐ Continuation-in-Part ☐ Divisional Application under 37 C.F.R. § 1.53(b) of pending prior application Serial No. 09/512,930, filed February 25, 2000, of Leonard et al., for USE OF IL-12 ANTAGONISTS IN THE TREATMENT OF CONDITIONS PROMOTED BY AN INCREASE IN LEVELS OF IFN- $\gamma$ .

1. ☒ Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior application Serial No. 09/512,930, as originally filed on February 25, 2000.
2. ☐ Enclosed is a substitute specification under 37 C.F.R. § 1.125.
3. ☒ Cancel claims 2-15.
4. ☒ A Preliminary Amendment is enclosed.
5. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 3 and 4 above.

|   |                  |   |       |              |        |             |
|---|------------------|---|-------|--------------|--------|-------------|
| Basic Application Filing Fee                                    |                  |   |       |              | \$750  | \$ \$750.00 |
|   | Number of Claims |   | Basic | Extra Claims |        |             |
| Total Claims  | 18               | - | 20    | 0            | x \$18 | 0           |
| Independent Claims  | 2                | - | 3     | 0            | x \$84 | 0           |
| <input type="checkbox"/> Presentation of Multiple Dep. Claim(s) |                  |   |       |              | +\$280 | 0           |
| Subtotal  |                  |   |       |              |        | \$ 750.00   |
| Reduction by 1/2 if small entity                                |                  |   |       |              |        | - N/A       |
| TOTAL APPLICATION FILING FEE                                    |                  |   |       |              |        | \$ 750.00   |

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6. ☐ We are filing this application pursuant to 37 C.F.R. § 1.53(f)(1) without a filing fee and await notice of missing parts to pay the fee.
7. ☒ The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
8. ☒ New replacement formal drawings are enclosed (six sheets).
9. ☒ The prior application is assigned of record to: Genetics Institute, LLC, at reel 7269, frame 0793 and reel 012772, frame 0631. Applicants enclose courtesy copies of these papers with this application.
10. ☐ Priority of application Serial No. [Text], filed on [Text] in [Country] is claimed under 35 U.S.C. § 119. A certified copy  
☐ is enclosed or ☐ is on file in the prior application.
11. ☐ A verified statement claiming small entity status  
☐ is enclosed or ☐ is on file in the prior application.
12. ☒ The associate power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E.

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13. ☐ The power appears in the original declaration of the prior application.
14. ☒ Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
15. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315.
16. ☐ Recognize as associate attorney \_\_\_\_\_
17. ☐ Also enclosed is \_\_\_\_\_

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent application, serial no. 09/512,930, filed February 25, 2000, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 11, 2003

By: Rebecca M. McNeill  
Rebecca M. McNeill  
Reg. No. 43,796